THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO: 16624 of 2005

Dated: 16-03-2006

Between:

M.China Khasim

..... PETITIONER

AND

Sub-Collector, M.G.Road,

Vijayawada and another

.....RESPONDENTS

THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO : 16624 of 2005

O R D E R:

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies appearing for the respondents.

It is not in dispute that in pursuance of the notification issued by the first respondent for dealership in respect of the 64 fair price shops in Vijayawada Division, the petitioner has submitted his application and he was provisionally selected by the first respondent as dealer of the fair price shop of Kankipadu village. However, the grievance of the petitioner is that the respondents failed to issue authorization so far. Hence, this writ petition.

In the counter affidavit filed on behalf of the respondents, the fact that the petitioner was provisionally selected has not been disputed. However, it is stated that when a discreet enquiry is made about the antecedents of the petitioner, it is found that the petitioner was not a resident of Kankipadu village and therefore, no authorization was issued in his favour.

The petitioner disputes the said version of the respondents and while producing a copy of the voters list certified by the Panchayath Secretary of Kankipadu village states that he is a resident of Kankipadu village.

Having regard to the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition with a direction to the first respondent to consider the plea of the petitioner that he is a resident of Kankipadu village and pass appropriate orders in accordance with law if the fair price shop in question has not been notified afresh and no appointment is made as on today. The said exercise shall be completed as expeditiously as possible preferably within a period of four weeks from the date of receipt of a copy of this order. No costs.

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G.ROHINI,J

Dated: 16-03-2006

Klp